

# United States Department of Agriculture,

## OFFICE OF THE SECRETARY.

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### NOTICE OF JUDGMENT NO. 323, FOOD AND DRUGS ACT.

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#### MISBRANDING OF A DRUG—"REMEDY FOR HAY FEVER AND CATARRH."

On or about September 4 and September 8, 1909, E. H. Ryno, of Wayland, Mich., shipped from the State of Michigan to the State of Illinois consignments of a drug product labeled "Remedy for Hay Fever and Catarrh of the Nose, Prescribed by E. H. Ryno, Hay Fever Laboratory." Samples of this shipment were procured and analyzed in the Bureau of Chemistry, United States Department of Agriculture and as the findings of the analyst and reports made indicated that the product was misbranded within the meaning of the Food and Drugs Act of June 30, 1906, the Secretary of Agriculture afforded E. H. Ryno an opportunity to be heard. As it appeared after the hearing held that the said shipments were made in violation of the act, the Secretary of Agriculture reported the facts to the Attorney General, with a statement of the evidence on which to base a prosecution. In due course the United States attorney for the Western District of Michigan presented the facts and evidence to the grand jury, who returned an indictment against the said E. H. Ryno, charging the aforesaid shipments, and alleging that the product was misbranded in each case, in that it contained 99.95 per cent cocaine hydrochloride, and that the label on each of said shipments did not disclose the quantity or proportion of cocaine hydrochloride contained therein. On March 5, 1910, defendant entered a plea of guilty and the court imposed upon him a fine of \$100.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *April 26, 1910.*

